

US v. Hicks, Motions and Filings Schedule, and
Other Due Dates Set by the Presiding Officer - 23 SEP 05

1. This schedule amends the due dates, *but no other requirements*, of the below listed documents associated with *US v. Hicks*. This revised schedule is published in light of the Presiding Officer's decision to schedule the first session on 18 November 2005.

- A. Resumption of Proceedings Memo dtd 21 Sep 05.
- B. Discovery Order dtd 21 Sep 05.
- C. PO 101, Directed Brief (Admissibility of Evidence.)
- D. PO 102, Directed Brief, (Does MCO# 1 Conflict with the President's Military Order?)
- E. PO 103, Directed Brief, (Military Commission as Competent Tribunal)
- F. PO 104, Directed Brief, (Intent to Request a Closed Session)
- G. PO 105, Directed Brief, (Standard for Challenges for Cause Against a Member)
- H. Email of 22 Sep 05, Subject: Extension of Time - Input to Member Questionnaires.

2. The "reference" column below indicates the document that contains the requirements, and where appropriate, the paragraph number in that document. The **bold** letters in that column correspond to the list of documents in paragraph 1 above.

3. Due dates and other changed items are **highlighted**.

4. Counsel who need extensions on individual items will comply with paragraphs 12 and 13, POM# 4-3.

Due Date	Reference	What	By whom	How
23 SEP 05 (No change)	B , XIV a (Pros) B , XV a (Def)	Identification of lead counsel to receive discovery	Lead counsel	Email to opposing lead counsel
Old: 26 SEP New: 4 OCT	A , paragraph 10a B , paragraph VIIa	Wording suggestions to Discovery Order.	Parties	Body of an email
Old: 26 SEP New: 7 OCT	A , paragraph 7a	Calendars for 15 OCT 05 through 28 FEB 06 showing unavailability and reasons therefore	Each counsel	Email attachment
11 OCT (No change)	F	Answer directed brief or file motion (Intent to Request a Closed Session.)	Parties	Per PO 104

Due Date	Reference	What	By whom	How
11 OCT (No change)	G	Answer directed brief or file motion (Standard for Challenges for Cause Against a Member.)	Parties	Per PO 105
11 OCT 05 (No change)	A , paragraph 6	Document on qualifications and detailing of counsel, and who is lead counsel	Chief Pros & Chief Defense	Email attachment
11 OCT 05 (No change)	A , paragraph 6	Qualifications of civilian counsel and foreign counsel	Chief Defense	Email attachment
Old: 5 Oct New: 11 OCT	B , paragraph XIV	Prosecution Compliance with Discovery Order	Prosecution	Per Discovery Order
Old: 11 OCT New: 13 OCT	E	Answer directed brief or file motion (Military Commission as Competent Tribunal)	Parties	Per PO 103
Old: 29 SEP New: 14 OCT	A , paragraph 7b	Proposed trial schedule for the entire trial assuming sentencing is necessary.	Lead counsel	Email attachment
Old: 29 SEP New: 14 OCT	A , paragraph 10b B , paragraph VIIb	Objections to Presiding Officer issuing Discovery Order	Parties	POM 4-3
Old: 3 OCT New: 18 OCT	A , paragraph 8a	Motions	Parties	POM 4-3
Old: 7 OCT New: 19 OCT	A , paragraph 13a	Request for witnesses on motions.	Parties	POM 10-1
19 OCT (No change)	H	Request addition, deletion, or modification of member questionnaire.	Parties	Email or attachment. CC to opposing parties.
Old: 11 OCT New: 20 OCT	A , paragraph 11	Requests for access to evidence	Parties	POM 7-1
Old: 7 OCT New: 21 OCT	C	Answer directed brief or file motion (Admissibility of Evidence.)	Parties	Per PO 101

Due Date	Reference	What	By whom	How
Old: 7 OCT New: 21 OCT	D	Answer directed brief or file motion (Does MCO# 1 Conflict with the President's Military Order?)	Parties	Per PO 102
Old: 12 OCT New: 25 OCT	B, paragraph XV	Defense Compliance with Discovery Order	Defense	Per Discovery Order
Old: 11 OCT New: 26 OCT	A, paragraph 8b	Responses.	Parties	POM 4-3
Old: 3 OCT New: 28 OCT	A, paragraph 9	Request to extend Protective Orders (with or without modification) Note: Existing Protective Orders issued by the Presiding Officer will expire on 4 NOV 05.	Parties	POM 9-1
Old: 17 OCT New: 2 NOV	A, paragraph 8c	Replies.	Parties	POM 4-3
Old: 3 OCT New: 4 NOV	A, paragraph 9	Protective Orders issued by the Presiding Officer expire. (See paragraph 9, reference A for obtaining new or modified Protective Orders (28 OCT 05))	Parties	POM 9-1

BY DIRECTION OF THE PRESIDING OFFICER:

/s/

KEITH H. HODGES

Assistant to the Presiding Officers